

Kenneth L. Cannon II (kcannon@djplaw.com) (3705)
Steven J. McCardell (smccardell@djplaw.com) (2144)
Jessica G. Peterson (jpeterson@djplaw.com) (11210)
DURHAM JONES & PINEGAR, P.C.
111 East Broadway, Suite 900
P.O. Box 4050
Salt Lake City, UT 84110-4050
Telephone: (801) 415-3000/Fax: (801) 415-3500

Michael V. Blumenthal (mblumenthal@crowell.com) (admitted pro hac vice)
Bruce J. Zabarauskas (bzabarauskas@crowell.com) (admitted pro hac vice)
CROWELL & MORING LLP
590 Madison Avenue, 20th Floor
New York, NY 10022
Telephone: (212) 223-4000/Fax: (212) 223-4134

Proposed Counsel for Debtors and Debtors in Possession

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF UTAH, CENTRAL DIVISION**

In re:)	
)	
)	
EASY STREET HOLDING, LLC, <i>et al.</i> ,)	Bankruptcy Case No. 09-29905
)	Jointly Administered with Cases
)	09-29907 and 09-29908
)	
Address: 201 Heber Avenue)	Chapter 11
Park City, UT 84060)	
)	Honorable R. Kimball Mosier
Tax ID Numbers:)	
35-2183713 (Easy Street Holding, LLC),)	
20-4502979 (Easy Street Partners, LLC), and)	[FILED ELECTRONICALLY]
84-1685764 (Easy Street Mezzanine, LLC))	
)	

**AMENDED¹ EX PARTE MOTION FOR COUNSEL TO APPEAR TELEPHONICALLY AT
HEARING ON OCTOBER 22, 2009**

¹ The original *Ex Parte* Motion requested that Michael Blumenthal be permitted to appear at a hearing on October 21, 2009 at 2 p.m. This Amended Ex Parte Motion deletes all references to any October 21, 2009 hearing.

Easy Street Holding, LLC, et al, (the “Debtors”) hereby move this Court ex parte for an order authorizing Michael V. Blumenthal of Crowell & Moring LLP, counsel for Easy Street, to appear telephonically at the hearing set for October 22, 2009 at 2:00 p.m. Mountain Time in the above-captioned proceedings (the “Motion”). In support of this Motion, the Debtor states as follows:

1. On September 14, 2009, the Debtors filed voluntary chapter 11 petitions in this Court.
2. On October 22, 2009 at 2 p.m. MT the Court is hearing (1) Debtors’ Application to Employ Crowell & Moring, LLP as Counsel, (2) Debtors’ Application to Employ Durham, Jones & Pinegar as Counsel, and (3) Motion for Order Authorizing Payment of Prepetition Taxes in the Ordinary Course.
3. Michael Blumenthal of Crowell & Moring, LLP is counsel for the Debtors in New York. His appearance at the hearings is necessary as his firm is national counsel for the Debtors, and he is familiar with the facts and circumstances of these matters and of the Debtors’ relationships with the creditors and other entities involved in the hearing. His appearance is especially important for the Debtors’ Application to Employ Crowell & Moring, LLP as Counsel hearing as he and his law firm are applying to be employed in this case. Mr. Blumenthal has been involved with the Debtors’ decision to file bankruptcy and he has assisted in the cash collateral matter and other matters in this case. As required by the local rules, local counsel will be present at the hearing as well.
4. Mr. Blumenthal’s contact information is provided below. Mr. Blumenthal is also willing to make whatever other arrangements the Court requests.

Michael V. Blumenthal
Crowell & Moring LLP
590 Madison Avenue, 20th Floor
New York, NY 10022-2544
mblumenthal@crowell.com
(212) 895-4201 – Fax
(212) 895-4241 – Phone

5. A proposed form of Order authorizing the telephonic appearance of Mr. Blumenthal is submitted contemporaneously herewith.

WHEREFORE, the Debtors respectfully request that this Court order that Mr. Blumenthal be permitted to appear telephonically at the hearings on October 22, 2009 at 2:00 p.m. MDT, and grant such other and further relief as the Court deems just and proper.

DATED this 21st day of October 2009.

DURHAM JONES & PINEGAR, P.C.

By: /s/ Jessica G. Peterson
Kenneth L. Cannon II (kcannon@djplaw.com)(3705)
Steven J. McCardell (smccardell@djplaw.com) (2144)
Jessica G. Peterson (jpeterson@djplaw.com) (11210)
DURHAM JONES & PINEGAR, P.C.
111 East Broadway, Suite 900
P.O. Box 4050
Salt Lake City, UT 84110-4050
Telephone: (801) 415-3000/Fax: (801) 415-3500

And

Michael V. Blumenthal (mblumenthal@crowell.com)
(admitted pro hac vice)
Bruce J. Zabarauskas (bzabarauskas@crowell.com)
(admitted pro hac vice)
CROWELL & MORING LLP
590 Madison Avenue, 20th Floor
New York, NY 10022
Telephone: (212) 223-4000/Fax: (212) 223-4134

Proposed Counsel for Debtors and Debtors in Possession

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Amended Ex Parte Motion for Counsel to Appear Telephonically at Hearing October 22, 2009 was served on this 21st day of October, 2009, in the manner indicated below on each of the following:

John T. Morgan
Office of the United States Trustee
405 South Main Street #300
Salt Lake City, UT 84111
(by CM/ECF)

Jeffrey L. Shields
Zachary T. Shields
Callister Nebeker & McCullough
Zions Bank Building Suite 900
10 East South Temple
Salt Lake City, UT 84133
(by CM/ECF)

Michael R. Johnson
Jonathan A. Dibble
Ray Quinney & Nebeker P.C.
36 South State Street, 14th Floor
P.O. Box 45385
Salt Lake City, UT 84145-0385
(by CM/ECF)

Brian W. Harvey
Goodwin Procter LLP
The New York Time Building
620 Eight Avenue
New York, NY 10018-1405
(by CM/ECF)

Annette W. Jarvis
Mary Margaret Hunt
Steven C. Strong
Benjamin J. Kotter
Scott A. Cummings
Dorsey & Whitney, LLP
136 South Main Street, Suite 1000
Salt Lake City, UT 84101
(by CM/ECF)

Jeffrey W. Shields
Lon A. Jenkins
Troy Aramburu
Jones Waldo Holbrook & McDonough, PC
170 South Main Street Suite 1500
Salt Lake City, UT 84101
(by CM/ECF)

Anthony C. Kaye
Ballard Spahr LLP
One Utah Center, Suite 800
201 South Main Street
Salt Lake City, UT 84111-2221
(by CM/ECF)

Adelaide Maudsley
Chapman and Cutler LLP
201 South Main Street, Suite 2000
Salt Lake City, UT 84111
(by CM/ECF)

DURHAM JONES & PINEGAR

/s/ Jessica G. Peterson